

DECLARATION AND POWER OF ATTORNEY

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled TELECOMMUNICATIONS FIBER OPTIC INFRASTRUCTURE, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

And I hereby appoint Robert F. Perry (Registration No. 34,897) my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all communications regarding this application to:

KENYON & KENYON  
One Broadway  
New York, New York 10004

Direct all telephone calls to Robert F. Perry at (212) 908-6025.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the

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knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor: Thomas A. GLYNN

Inventor's Signature: Thomas A. Glynn

Date: 9-10-98

Residence: 111 86th Street  
Brooklyn, NY 11209-4913

Citizenship: United States

Post Office Address: Same as above

23558-1

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

VERIFIED STATEMENT CLAIMING  
SMALL ENTITY STATUS  
37 CFR 1.9(c-f) and 1.27(b-d) -  
INDEPENDENT INVENTOR -

Docket Number:

10576/1

Application Number  
Not yet assigned

Filing Date  
Herewith

Examiner

Art Unit

Invention Title  
Telecommunications Fiber Optic Infrastructure

Inventor(s)  
Thomas A. Glynn

Address to:  
Assistant Commissioner for Patents  
Washington D.C. 20231

With respect to the invention described in the U.S. Patent Application, filed herewith, I declare that I am an independent inventor and that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office under 35 USC 41(a) and (b).

**1. OWNERSHIP OF INVENTION BY DECLARANT**

I hereby declare that all of the rights under contract or law remain with me, and no rights to the invention are held (1) by any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, (2) any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or (3) a non-profit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

no such person, concern, or organization  
 persons, concerns or organization listed below•

- NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: Thomas Anthony Glynn  
ADDRESS: 111 86th Street  
Brooklyn, NY 11209-4913

## 2. ACKNOWLEDGMENT OF DUTY TO NOTIFY PTO OF STATUS CHANGE

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

## 3. DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 USC 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Inventor's Name Thomas A. Glynn	Signature <i>Thomas A. Glynn</i>	Date 9-10-98
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